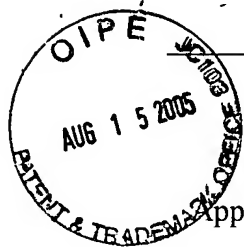


Please Direct All Correspondence to Customer Number 20995



TRANSMITTAL

Applicant : Yasuda, et al.  
App. No : 10/521,947  
Filed : January 21, 2005  
For : COMPOSITION FOR PROMOTING  
THE PROLIFERATION OF  
LACTOBACILLUS CASEI SUBSP.  
CASEI  
Examiner : Unknown  
Art Unit : Unknown

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 9, 2005

(Date)

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

RECEIVED

18 JAN 2006

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Legal Staff  
International Division

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Letter in 1 page.
- (X) Copies of documents as originally filed on February 18, 2005.
- (X) Copy of Notice to File Missing Parts.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

Customer No. 20,995

(949) 760-0404

FOYA141.001APC

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yasuda, et al.  
Appl. No. : 10/521,947  
Filed : January 21, 2005  
For : COMPOSITION FOR PROMOTING  
THE PROLIFERATION OF  
LACTOBACILLUS CASEI SUBSP.  
CASEI  
Examiner : Unknown  
Group Art Unit : Unknown

LETTER**Mail Stop Missing Parts**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

On February 18, 2005, in anticipation of receipt of a Notice to File Missing Parts, we forwarded an executed Declaration and Power of Attorney along with the required late filing surcharge. We have now received a Notice to File Missing Parts as mailed by the Office on July 18, 2005. Upon checking the PAIR website, there is no acknowledgement of receipt of the original Declaration. Consequently, we enclose herewith copies of the documents as filed on February 18, 2005, along with a copy of the Notice to File Missing Parts.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Dated: August 9, 2005By: Che S. Chereskin

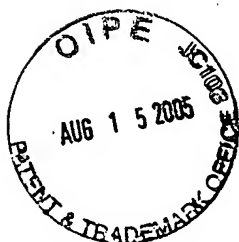
Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

Customer No. 20,995

(949) 760-0404



**UTILITY/DESIGN PATENT**  
(missing parts)

Date: 2-18-05  
Date of Action: N/A

Rec'd in the USPTO on the date stamped hereon via Certificate of Mail:

Docket #: TOYAMA D01A PC Applicant: Yasuda, et al.

Title: Composition for Promoting the Proliferation

App No.: 10/521,947 Filed: 1-21-05

VERIFIED BY: Asst: du Atty: C. Cherevkin QC: [Signature]

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Transmittal Letter           | <input type="checkbox"/> Preliminary Amendment in _____ pgs                             |
| <input type="checkbox"/> Notice to File Missing Parts            | <input type="checkbox"/> Copy of Original Specification and Drawings                    |
| <input checked="" type="checkbox"/> Decl and Power of Atty       | <input type="checkbox"/> Information Disclosure Statement; and PTO-1449 w/ _____ Ref(s) |
| <input type="checkbox"/> Decl by Inventor(s)                     | <input type="checkbox"/> Letter Requesting Refund                                       |
| <input type="checkbox"/> POA by Assignee; copy of Assignment     | <input type="checkbox"/> _____ Month Extension Requested                                |
| <input type="checkbox"/> Sequence Submission Statement           | <input checked="" type="checkbox"/> \$ <u>130</u> Check for Filing Fee                  |
| <input type="checkbox"/> Sequence Listing in _____ pgs           | <input type="checkbox"/> _____  |
| <input type="checkbox"/> _____ copies of CRF Containing Seq List | <input type="checkbox"/> _____  |
| <input type="checkbox"/> _____                                   | <input type="checkbox"/> _____  |
| <input checked="" type="checkbox"/> Return Prepaid Postcard      |   |

(7/14/03)

**KNOBBE MARTENS OLSON, & BEAR**  
**PATENT ACCOUNT**

2040 MAIN STREET, 14TH FL.  
IRVINE, CA 92614

10/521,947

68342

11-24/1210 114:  
4159335140

PAY TO THE ORDER OF COMMISSIONER OF PATENTS

DATE Feb 18, 2005

One hundred, thirty & 2/10

\$ 130

DOLLARS



Wells Fargo Bank, N.A.  
wellsfargo.com

Yasuda, et al.

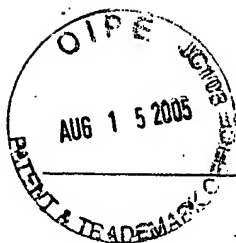
FOR TOYAMA D01A PC MP surcharge

⑈0000068342⑈ ⑆121000248⑆ 4159335140⑈

Adriana L. Gutierrez

Rec'd POST/PT 15 AUG 2005

PATENT



Attorney Docket No. TOYA141.001APC  
Date: February 18, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Yasuda, et al.  
Application No. : 10/521,947  
Filed : January 21, 2005  
For : COMPOSITION FOR PROMOTING  
THE PROLIFERATION OF  
LACTOBACILLUS CASEI SUBSP.  
CASEI  
Group Art Unit : Unknown  
Examiner : Unknown

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

February 18, 2005

(Date)

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

At the time the above-identified application was filed, a Declaration was not submitted. As of this date, we have not received a Notice to File Missing Parts. However, in anticipation of receiving this communication, we are forwarding to you the following documents:

- (X) The signed Declaration and Power of Attorney
- (X) A check for \$130 to cover the surcharge
- (X) Please charge our Deposit Account No. 11-1410 for any additional fees which may be required, now or in the future, or credit our account for any overpayment.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

*Feb. 18, 2005*

By:

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

Customer No. 20,995

(949) 760-0404



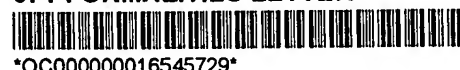
## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/521,947	FIRST NAMED APPLICANT	ATTY. DOCKET NO. TOYA141.001APC		
		INTERNATIONAL APPLICATION NO. PCT/JP03/09272		
		<table border="1"> <tr> <td>LA. FILING DATE 07/22/2003</td> <td>PRIORITY DATE 07/22/2002</td> </tr> </table>	LA. FILING DATE 07/22/2003	PRIORITY DATE 07/22/2002
LA. FILING DATE 07/22/2003	PRIORITY DATE 07/22/2002			

20995  
 KNOBBE MARTENS OLSON & BEAR LLP  
 2040 MAIN STREET  
 FOURTEENTH FLOOR  
 IRVINE, CA 92614

CONFIRMATION NO. 2270  
 371 FORMALITIES LETTER



\*OC000000016545729\*

Date Mailed: 07/18/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/21/2005
- English Translation of the IA filed on 01/21/2005
- Copy of the International Search Report filed on 01/21/2005
- Copy of IPE Report filed on 01/21/2005
- Preliminary Amendments filed on 01/21/2005
- U.S. Basic National Fees filed on 01/21/2005
- Priority Documents filed on 01/21/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/521,947	PCT/JP03/09272	TOYA141.001APC

FORM PCT/DO/EO/905 (371 Formalities Notice)